

CHAPTER 85

WORKMEN'S COMPENSATION APPLICABILITY
TO COUNTY BOARD OF EDUCATION

H. F. 252

AN ACT to amend chapter eighty-five (85), Code 1962, in reference to workmen's compensation.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Amend section eighty-five point two (85.2), Code 1962,
2 by adding to line two (2) the following: "county board of education,".

1 SEC. 2. Amend section eighty-five point sixty-one (85.61), Code
2 1962, by adding to line three (3) of subsection one (1) the following:
3 "county board of education,". Also amend section eighty-five point
4 sixty-one (85.61), Code 1962, by adding to line ten (10) of subsection
5 three (3) the following: "county boards of education,".

Approved April 19, 1963.

CHAPTER 86

COMPROMISE OF WORKMEN'S COMPENSATION CASES

S. F. 182

AN ACT to amend section eighty-five point twenty-two (85.22), subsection three (3), Code 1962, granting authority to the industrial commissioner to compromise and settle workman's compensation cases on behalf of the state of Iowa.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section eighty-five point twenty-two (85.22), subsec-
2 tion three (3), Code 1962, is hereby amended by adding the following
3 after the word, "commissioner." in line eleven (11):
4 "The industrial commissioner may compromise and settle on behalf
5 of the state of Iowa any workman's compensation cases of doubtful
6 liability."

Approved April 12, 1963.

CHAPTER 87

WORKMEN'S COMPENSATION

H. F. 54

AN ACT to amend chapter eighty-five (85), Code 1962, relating to workmen's compensation so as to liberalize certain benefits, to provide for certain credits, and the administration thereof.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section eighty-five point twenty-seven (85.27), Code
2 1962, is amended by striking all thereof following the period (.) in

3 line nine (9), and substituting in lieu thereof the following:

4 "The total amount which may be allowed for medical, surgical, and
5 hospital services and supplies, services of special nurses, one set of
6 prosthetic devices, and ambulance charges, shall be unlimited. How-
7 ever, if the aggregate thereof exceeds seventy-five hundred dollars
8 (\$7,500.00), application for the allowance of such additional amounts
9 shall be made to the commissioner by the claimant, and the commis-
10 sioner may, upon reasonable proof being furnished of real necessity
11 therefor, allow and order payment for additional surgical, medical,
12 osteopathic, chiropractic, podiatric and hospital services and supplies,
13 and no statutory period of limitation shall be applicable thereto.

14 Charges believed to be excessive or unnecessary may be referred to
15 the industrial commissioner for determination, and the commissioner
16 may, in connection therewith, utilize the procedures provided in sec-
17 tions eighty-six point thirty-eight (86.38) and eighty-six point thirty-
18 nine (86.39), Code 1962."

1 SEC. 2. Section eighty-five point twenty-eight (85.28), Code 1962,
2 is amended by striking from line four (4) thereof the word "three",
3 and substituting in lieu thereof the word "five".

1 SEC. 3. Chapter eighty-five (85), Code 1962, is amended by insert-
2 ing immediately after section eighty-five point twenty-six (85.26), a
3 new section as follows:

4 "85.26a. No claim or proceedings for benefits shall be maintained
5 by any person other than the injured employee, his dependent or his
6 legal representative, if entitled to benefits."

1 SEC. 4. Chapter eighty-five (85), Code 1962, is hereby amended by
2 adding thereto a new section as follows:

3 "Credit for benefits paid under group plans. In the event the dis-
4 abled employee shall receive any benefits, including medical, surgical
5 or hospital benefits, under any group plan covering nonoccupational
6 disabilities contributed to wholly or partially by the employer, which
7 benefits should not have been paid or payable if any rights of recovery
8 existed under this chapter or chapter eighty-five A (85A), then such
9 amounts so paid to said employee from any such group plan shall be
10 credited to or against any compensation payments, including medical,
11 surgical or hospital, made or to be made under this chapter or chapter
12 eighty-five A (85A). Such amounts so credited shall be deducted from
13 the payments made under these chapters. Any nonoccupational plan
14 shall be reimbursed in the amount so deducted. This section shall not
15 apply to payments made under any group plan which would have been
16 payable even though there was an injury under this chapter or an
17 occupational disease under chapter eighty-five A (85A). Any employer
18 receiving such credit shall keep such employee safe and harmless from
19 any and all claims or liabilities that may be made against them by
20 reason of having received such payments only to the extent of such
21 credit."

1 SEC. 5. Section eighty-five point thirty-seven (85.37), Code 1962,
2 is amended by striking therefrom all of lines nine (9) to seventeen

3 (17), and all of line eighteen (18) to the semi-colon (;) therein and
 4 substituting in lieu thereof the following:
 5 "Fifty dollars per week for an employee who has four or more chil-
 6 dren;
 7 Forty-six dollars per week for an employee who has three children;
 8 Forty-two dollars per week for an employee who has two children;
 9 Thirty-eight dollars per week for an employee who has one child;
 10 Thirty-four dollars per week for an employee who has no children;".

Approved March 28, 1963.

CHAPTER 88

WORKMEN'S COMPENSATION TO MINORS

H. F. 36

AN ACT relating to workmen's compensation benefits payable to a minor employee.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section eighty-five point forty-nine (85.49), Code 1962,
 2 is hereby amended as follows:

3 1. By striking in lines one (1) and two (2) following the word
 4 "when" the words "an injured minor employee, or".

5 2. By striking in lines twenty-two (22) and twenty-three (23) fol-
 6 lowing the word "such" the words "injured minor employee or".

1 SEC. 2. Section eighty-five point forty-five (85.45), Code 1962, is
 2 amended by adding thereto the following subsection:

3 "When the recipient of commuted benefits is a minor employee, the
 4 industrial commissioner may order that such benefits be paid to a trustee
 5 as provided in section eighty-five point forty-nine (85.49) of the
 6 Code."

1 SEC. 3. This Act being deemed of immediate importance shall be in
 2 full force and effect from and after its passage and publication in The
 3 Sentinel, a newspaper published at Marion, Iowa, and The Mount
 4 Vernon Hawkeye-Record & The Lisbon Herald, a newspaper published
 5 at Mount Vernon, Iowa.

Approved March 14, 1963.

I hereby certify that the foregoing Act, House File 36, was published in The Sentinel,
 Marion, Iowa, March 20, 1963, and in The Mount Vernon Hawkeye-Record & The Lisbon
 Herald, Mount Vernon, Iowa, March 21, 1963.

MELVIN D. SYNHORST, *Secretary of State.*